

Applic. No. 10/612,627

Amdt. dated May 26, 2005

Reply to Office action of November 26, 2004

Remarks/Arguments:

Reconsideration of the application is requested.

Claims 1, 2, 4, 5, and 7-22 remain in the application. Claims 1 and 2 have been amended. Claims 3 and 6 are cancelled herewith.

In item 2 on page 2 of the above-identified Office action, the abstract of the disclosure has been objected to because it is too long.

The Examiner stated that the abstract should be 150 words, or 15 lines or less. The abstract is 15 lines and is well under 150 words. Accordingly, it is believed that the abstract is of proper length. Therefore, the abstract has not been amended to overcome the objection to the abstract by the Examiner.

In items 5-7 on page 2 of the above-identified Office action, claims 3 and 6 have been rejected as being indefinite under 35 U.S.C. § 112.

More specifically, the Examiner has stated that it is unclear what "disposed in said body material" means in claims 3 and 6.

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The subject matter of claim 3 has been added to claim 1 and the claim has been amended so as to further clarify the disposition of the luminescent material. Claim 6 has been cancelled. Therefore, the rejection is believed to have been overcome.

It is accordingly believed that the claims meet the requirements of 35 U.S.C. § 112, first and second paragraphs. Should the Examiner find any further objectionable items, counsel would appreciate a telephone call during which the matter may be resolved. The above-noted changes to the claims are provided solely for cosmetic or clarificatory reasons. The changes are not provided for overcoming the prior art nor for any reason related to the statutory requirements for a patent.

In item 9 on page 3 of the Office action, claims 1 and 12-16 have been rejected as being fully anticipated by Monkarsh et al. (U.S. Patent Publication No. 2002/0119294 A1) (hereinafter "Monkarsh") under 35 U.S.C. § 102.

In item 10 on page 3 of the Office action, claims 1, 2, 4, 5, 7, 8, and 10 have been rejected as being fully anticipated by Dudnick (U.S. Patent No. 4,708,817) under 35 U.S.C. § 102.

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Claim 3 was not rejected over the art. Claim 1 has been amended to include the subject matter of claim 3. Therefore, claim 1 is believed to be allowable. Since claim 1 is believed to be allowable, dependent claims 2, 4, 5, 7, 8, 10, and 12-16 are believed to be allowable as well.

In item 13 on page 4 of the Office action, claims 8-11 have been rejected as being obvious over JP-05173487 A in view of Monkarsh (U.S. Patent Publication No. 2002/0119294 A1) (under 35 U.S.C. § 103. Since claim 1 is believed to be allowable, dependent claims 8-11 are believed to be allowable as well.

In item 14 on page 5 of the Office action, claims 17-22 have been rejected as being obvious over Alpert (U.S. Patent No. 6,158,612) in view of Monkarsh (U.S. Patent Publication No. 2002/0119294 A1) or Dudnick (U.S. Patent No. 4,708,817) (under 35 U.S.C. § 103. Since claim 1 is believed to be allowable, dependent claims 17-22 are believed to be allowable as well.

It is accordingly believed to be clear that none of the references, whether taken alone or in any combination, either show or suggest the features of claim 1. Claim 1 is, therefore, believed to be patentable over the art and since all of the dependent claims are ultimately dependent on claim 1, they are believed to be patentable as well.

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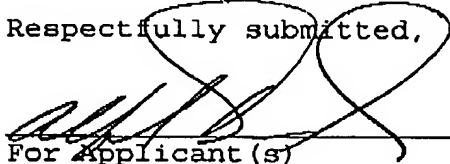
In view of the foregoing, reconsideration and allowance of claims 1, 2, 4, 5, and 7-22 are solicited.

In the event the Examiner should still find any of the claims to be unpatentable, counsel respectfully requests a telephone call so that, if possible, patentable language can be worked out.

Petition for extension is herewith made. The extension fee for response within a period of three months pursuant to Section 1.136(a) in the amount of \$510 in accordance with Section 1.17 is enclosed herewith.

Please charge any other fees which might be due with respect to Sections 1.16 and 1.17 to the Deposit Account of Lerner & Greenberg P.A., No. 12-1099.

Respectfully submitted,


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